	Application No.	Applicant(s)
	10/661,268	ROSEN ET AL.
Notice of Allowability	Examiner	Art Unit
	Sikarl A. Witherspoon	1621
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.		
1. This communication is responsive to <u>a terminal disclaimer filed 7 March 2005</u> .		
2. The allowed claim(s) is/are <u>56-63 (renumbered 1-8)</u> .		
3. The drawings filed on are accepted by the Examiner.		
4. ☑ Acknowledgment is made of a claim for foreign priority ur a) ☑ All b) ☐ Some* c) ☐ None of the:		
1. Certified copies of the priority documents have been received.		
2. Certified copies of the priority documents have been received in Application No. 10/303,260.		
3. Copies of the certified copies of the priority documents have been received in this national stage application from the		
International Bureau (PCT Rule 17.2(a)).		
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		
5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.		
6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.		
(a) I including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached		
1) hereto or 2) to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date		
Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in t	.84(c)) should be written on the drawir he header according to 37 CFR 1.121(o	ngs in the front (not the back) of d).
7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.		
	·	
Attachment(s)	5. The Notice of Informat D	atent Application (PTO-152)
 Notice of References Cited (PTO-892) Notice of Draftperson's Patent Drawing Review (PTO-948) 	6. ☐ Interview Summary	
	Paper No./Mail Dat	
 Information Disclosure Statements (PTO-1449 or PTO/SB/0 Paper No./Mail Date 11/26/04 	08), 7. ⊠ Examiner's Amendn	nent/Comment
4. ☐ Examiner's Comment Regarding Requirement for Deposit	8. X Examiner's Stateme	ent of Reasons for Allowance
of Biological Material	9.	
	·	

Application/Control Number: 10/661,268

Art Unit: 1621

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with applicants' representative, William Epstein on March 17, 2004.

The application has been amended as follows: claims 1-55 and 64-72 have been cancelled.

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance: applicants claim a polyethylene glycol aldehyde and a process for preparing the same. The closest prior art of record, however, fails to teach or fairly suggest the compound claimed herein by applicants; as such, the process for preparing said aldehyde is found unobvious in view of the prior art of record.

Applicants have filed a terminal disclaimer to obviate a potential obviousness-type double patenting rejection over co-pending application 10/431,294, which has already been allowed. The terminal disclaimer has been approved and made of record in the present application; the instant claims are therefore allowed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably Application/Control Number: 10/661,268 Page 3

Art Unit: 1621

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sikarl A. Witherspoon whose telephone number is 571-272-0649. The examiner can normally be reached on M-F 8:30-6:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Johann Richter can be reached on 571-272-0646. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Sikarl A. Witherspoon Patent Examiner Technology Center 1600

Johann Richter, Ph D. Esq. Supervisory Patent Examiner Technology Center 1600